

IN THE CLAIMS

Please amend the claims as follows:

1-12. (Canceled)

13. (Currently Amended) A communication device, comprising:

means for generating an RF (radio frequency) signal;

means for modulating the RF signal ~~at one of a plurality of transfer rates~~, and for modulating a received RF signal of another device ~~by load modulation~~;

~~means for demodulating the RF signal load modulated by the another device~~, and for demodulating a second RF signal provided to the communication device from the another device; and

means for detecting the second RF signal of the another device, ~~the detecting being at a level of a first threshold or greater~~, wherein the means for generating is actuated ~~upon an absence of the detecting~~ to initiate an active or a passive mode communication, when the means for detecting does not detect the second RF signal at a level of a first threshold or more, the active mode including ~~[[the]]~~ a transmission of modulated data at the communication device and the another device, the passive mode providing load modulated communication from the another device to the communication device, and, when the ~~another communication~~ device receives an indication to start a communication of the active mode from the another device, the means for ~~detecting~~ demodulating receives ~~[[the]] data of the another device~~ at a level of a second threshold or higher, the second threshold being higher than the first threshold.

14. (Previously Presented) The communication device in accordance with Claim 13 further comprising:

means for setting the first and second threshold.

15. (Previously Presented) The communication device in accordance with Claim 13 wherein the RF signals are transmitted/received by a coil antenna.

16. (Currently Amended) A method of performing near field communication, comprising:

generating an RF (radio frequency) signal at a first communication device;
modulating the RF signal ~~at one of a plurality of transfer rates~~, and modulating a received RF signal of a second communication device ~~by load modulation~~;
~~demodulating the RF signal load modulated by the second communication device, and~~
demodulating a second RF signal provided to the first communication device from the second communication device; and

detecting the second RF signal of the second communication device, ~~the detecting~~
~~being at a level of a first threshold or greater~~, wherein the generating is actuated ~~upon an~~
~~absence of the detecting~~ to initiate an active or a passive mode communication, when the
detecting does not detect the second RF signal at a level of a first threshold or more, the
active mode including ~~[[the]]~~ a transmission of modulated data at the first communication
device and the second communication device, the passive mode providing load modulated
communication from the second communication device to the first communication device,
and, when the ~~second~~ first communication device receives an indication to start a
communication of the active mode from the second communication device, the ~~detecting~~
demodulating receives ~~[[the]]~~ data ~~of the second communication device~~ at a level of a second
threshold or higher, the second threshold being higher than the first threshold.

17. (Currently Amended) A tangible, computer readable storage medium encoded with computer program instructions, which when executed cause the computer to operate as a near field communication device implementing a method comprising:

generating an RF (radio frequency) signal;

modulating the RF signal ~~at one of a plurality of transfer rates~~, and modulating a received RF signal of a second communication device ~~by load modulation~~;

~~demodulating the RF signal load modulated by the second communication device, and~~
demodulating a second RF signal provided to the first communication device from the second communication device; and

detecting the second RF signal of the second communication device, ~~the detecting being at a level of a first threshold or greater~~, wherein the generating is actuated ~~upon an absence of the detecting~~ to initiate an active or a passive mode communication, when the detecting does not detect the second RF signal at a level of a first threshold or more, the active mode including ~~[[the]]~~ a transmission of modulated data at the first communication device and the second communication device, the passive mode providing load modulated communication from the second communication device to the first communication device, and, when the ~~second~~ first communication device receives an indication to start a communication of the active mode from the second communication device, the ~~detecting demodulating~~ receives ~~[[the]] data of the second communication device~~ at a level of a second threshold or higher, the second threshold being higher than the first threshold.